

ASSEMBLY BILL NO. 5—COMMITTEE OF THE WHOLE

FEBRUARY 26, 2010

Referred to Committee of the Whole

SUMMARY—Provides a temporary waiver from the minimum textbook expenditure requirements for all school districts, charter schools and university schools for profoundly gifted pupils. (BDR S-17)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: No.

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EXPLANATION – Matter in **bolded italics** is new; matter between brackets **fornitted-material** is material to be omitted.

AN ACT relating to education; providing a temporary waiver from certain requirements governing expenditures of money for textbooks, instructional supplies, instructional software and instructional hardware by school districts, charter schools and university schools for profoundly gifted pupils; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

1 Existing law requires the Department of Education to determine the amount of
2 money that each school district, charter school and university school for profoundly
3 gifted pupils is required to expend during each fiscal year on textbooks,
4 instructional supplies, instructional software and instructional hardware. (NRS
5 387.206) Existing law also authorizes the board of trustees of a school district, the
6 governing body of a charter school or the governing body of a university school for
7 profoundly gifted pupils that is experiencing an economic hardship to submit a
8 request to the Department for a waiver of all or a portion of the minimum
9 expenditure requirements. (NRS 387.2065) This bill provides a temporary waiver
10 for the entire 2009-2011 biennium to the Department from complying with the
11 provisions of NRS 387.206 and 387.2065. This bill also provides a temporary
12 waiver for the entire 2009-2011 biennium to each school district, charter school and
13 university school for profoundly gifted pupils from the minimum expenditure
14 requirements for textbooks, instructional supplies, instructional software and
15 instructional hardware without requiring the school district, charter school or
16 university school for profoundly gifted pupils to submit a request for such a waiver.
17 This bill applies retroactively to July 1, 2009, and sunsets on June 30, 2011.



THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. 1. Notwithstanding the provisions of NRS 387.206 and 387.2065 to the contrary for the 2009-2011 biennium:

(a) The Department of Education is not required to comply with the provisions of NRS 387.206 and 387.2065.

(b) Each school district, charter school and university school for profoundly gifted pupils is not required to comply with the provisions governing the minimum amount of money that must be expended for each fiscal year in that biennium for textbooks, instructional supplies, instructional software and instructional hardware as prescribed pursuant to NRS 387.206 and is not required to submit a request for a waiver pursuant to NRS 387.2065. The restrictions on the use of the money that would have otherwise been expended by the school district, charter school or university school for profoundly gifted pupils to meet the requirements of NRS 387.206 as set forth in subsection 7 of NRS 387.2065 apply during this period.

2. If, before the effective date of this act, the board of trustees of a school district, the governing body of a charter school or the governing body of a university school for profoundly gifted pupils submitted a request for a waiver pursuant to NRS 387.2065, the Department of Education shall return the request to the applicant.

Sec. 2. This act becomes effective upon passage and approval and applies retroactively from and after July 1, 2009, and expires by limitation on June 30, 2011.

